



DECLARATION AND POWER OF ATTORNEY

1

As a below named inventor, I declare that:

My residence, post office address and citizenship are as stated below next to my name, that I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention or design entitled SYSTEM AND METHOD FOR SINGLE-ACTION RETURNS OF REMOTELY PURCHASED MERCHANDISE, the specification of which (check one):

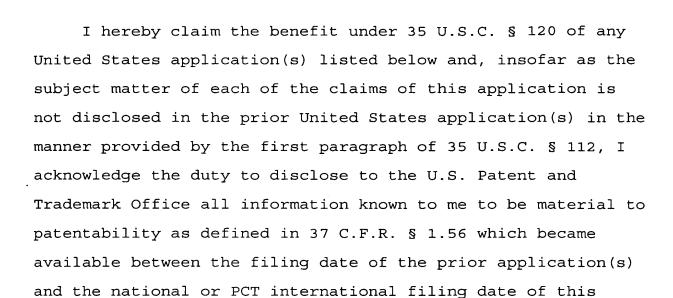
X is attached hereto; or	
was filed on	as Application
Serial Noand was	amended on
(if applicable):	

that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above; and that I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Priority Date Claimed Number (Yes) (No) Country Filed

None.



Application
Serial Number ___ Date Filed ___ Status ___

None.

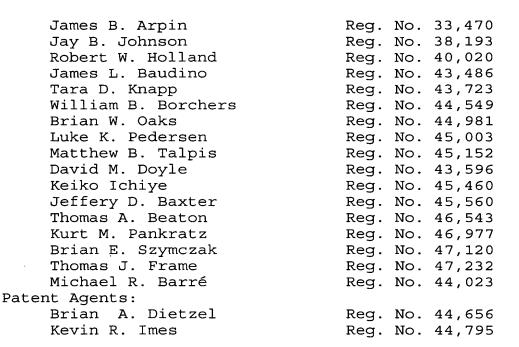
application:

I hereby claim the benefit under Title 35, United States Code, § 119(e) of United States provisional application number 60/191,811 filed March 24, 2000.

I hereby appoint attorneys:

Jerry W. Mills Req. No. 23,005 Robert M. Chiaviello, Jr. Reg. No. 32,461 Reg. No. 32,479 Ann C. Livingston Thomas R. Felger Reg. No. 28,842 Charles S. Fish Req. No. 35,870 Kevin J. Meek Reg. No. 33,738 T. Murray Smith Reg. No. 30,222 Barton E. Showalter Reg. No. 38,302 David G. Wille Req. No. 38,363 Reg. No. 40,227 Bradley P. Williams Terry J. Stalford Reg. No. 39,522 Christopher W. Kennerly Reg. No. 40,675 Harold E. Meier Reg. No. 22,428 Douglas M. Kubehl Reg. No. 41,915 Thomas R. Nesbitt, Jr. Req. No. 22,075 James J. Maune Reg. No. 26,946 Reg. No. 39,678 Roger J. Fulghum Scott F. Partridge Reg. No. 28,142





all of the firm of Baker Botts L.L.P., my attorneys and/or agents with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent applications filed thereon before any international authorities.

Send Correspondence To:Direct Telephone Calls To:Baker Botts L.L.P.Ann C. Livingston2001 Ross Avenueat (512) 322-2634Dallas, Texas 75201-2980Atty. Docket No. 067439.0111

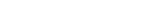
I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.



Full name of the sole inventor



Philip S. Siegel



.

Inventor's signature

Date

Residence (City, County, State)

Citizenship

Post Office Address

Austin (Travis County) Texas

United States of America

1701 Misty Wood Drive Austin, Texas 78746

Attorney's Docket: 067439.0111

March 26, 2001 Filed or Issued:

System and Method for Single-Action Returns of Remotely Purchased Merchandise

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR 1.9(f) & 1.27(c)) -- SMALL BUSINESS CONCERN

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Small Business Concern: Address of Small Business Concern: Newgistics, Inc.

2700 Via Fortuna, Suite 450

Austin, Texas 78746

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either one concern controls, directly or indirectly, or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled System and Method for Single-Action Returns of Remotely Purchased Merchandise by inventor Philip S. Siegel, described in the specification filed herewith.

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below, and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d), or a nonprofit organization under 37 CFR 1.9(e):

NONE

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or my maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any parent to which this verified statement is directed.

Name of Person Signing: Title of Person if other than owner: Address of Person Signing:

Deena Byers

Vice President of Marketing

Newgistics, Inc.

2700 Via Fortuna, Suite 450

Austin, Texas 78746

Signature:

Date:

F-1

175

ij

ļ.i

١,]

W II

W

₫

[] W

TU

m

[]

þ.

166

AUS01:201334.1